

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

QUIBELL et alAtty Ref **179-28**Serial No. **09/171,671**

Group:

Filed: **23 October 1998**

Examiner:

For: **AUTO-DECONVOLUTING
COMBINATORIAL LIBRARIES**

Assistant Commissioner of
Patents and Trademarks
Washington, DC 20231**DECLARATION**

Sir:

I, Antony J. Caston, do hereby declare and state that:

1. I am the Manager of Business Development at Peptide
Therapeutics Limited, the assignee of the present application.

2. Attached as Exhibit 1 is a copy of a letter dated December 22,
1998 addressed to Dr. Terance Hart a co-applicant of the present application
(no longer employed by Peptide Therapeutics) at his presently known address of
12 Perry Court, Clerk Maxwell Road, Cambridge CB3 0RS, England, forwarding

FROM: NIXON VANDERVEYE RD

DATE: 4 19 09 13 57 DT 13 50 N: 435066006 E

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23, 1998 (in which I am making a declaration similar to the present one).

3. Attached as Exhibit 2 is a copy of an e-mail I sent to Dr. Hart on January 14, 1999 reminding Dr. Hart of the need to execute the documents and return them to me as soon as possible.

4. Attached as Exhibit 3 is a copy of Dr. Hart's reply e-mail to me dated January 26, 1999 advising that he had not yet had time to read the package but that he would deal with it when he had the time.

5. Attached as Exhibit 4 is a copy of my e-mail to Dr. Hart on February 2, 1999 enquiring as to whether Dr. Hart had executed the documents.

6. Attached as Exhibit 5 is a copy of two e-mail messages, the first from Dr. Hart dated February 5, 1999 advising that he had not yet reviewed the papers, and the second from me on February 5, 1999 to the commercial director of Peptide Therapeutics Nick Higgins asking about what to do next.

7. Attached as Exhibit 6 is a copy of an e-mail from Nick Higgins to

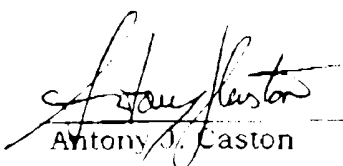
FROM NIXON VANDERHIVE PC

10/19/19 19:29:05

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I declare that all statements herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Anthony J. Caston

19 APRIL 1999

Date

Attachments: Exhibits 1-8

FROM: NICK VANDERHIVE (A)

130N 4 17 34 13 55 AT 13 51 NO 480005518 1 4

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8 Attached as Exhibit 7 is a copy of a letter dated February 26, 1999 from Nick Higgins to Dr. Hart, forwarded by recorded delivery, urging execution and return of the documents.

9 Attached as Exhibit 8 is a copy of the returned envelope which contained the Exhibit 7 letter, received by Peptide Therapeutics on February 27, 1999, and which shows the stamp "UNDELIVERED FOR REASON STATED RETURN TO SENDER".

10 Nothing has been heard since receipt of the returned envelope on February 27, 1999.

11 I have discussed the situation with my Patent Attorneys and they have advised to proceed with the case despite the refusal by Dr. Hart to sign the documents.

12 I have accordingly assembled the papers relating to the communications with Dr. Hart to facilitate the preparation of this present declaration.